2653

STATEMENT UNDER 37 CFR 3.73(b)

Applicant: Hiromasa Ishiwata et al.

Application No.: 10/055,187   Filed: January 25, 2002

Entitled: OPTICAL DISK RECORDING DEVICE AND RECORDING METHOD FOR THE DEVICE

_____ NEC Corporation _____ , a Corporation _____ ,

(Name of Assignee)   (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. [✓] the assignee of the entire right, title, and interest; or

2. [ ] an assignee of an undivided part interest

in the patent application identified above by virtue of either:

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A. [✓] An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 012538 . Frame 0745 , or for which a copy thereof is attached.

OR

B. [ ] A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
   The document was recorded in the Patent and Trademark Office at
   Reel _____, Frame _____, or for which a copy thereof is attached.

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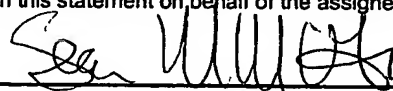   Reel _____, Frame _____, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

[ ] Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

February 26, 2003
_____
Date

_____
Signature

Sean M. McGinn, Esq., Reg. No. 34,386
Typed or printed name

Attorney of Record
Title